9-5-06

Express Mail Label No.: EV 460367610 US Date of Deposit: May 3, 2006 IEW 1643

Attorney Docket No.: 21486-032

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Wands et al.

SERIAL NUMBER:

09/436,184

Karen A. Canella

FILING DATE:

November 8, 1999

EXAMINER: ART UNIT:

1643

For:

DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

- 1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
- 2. Modified Form 1449/PTO (1 page), in duplicate;
- 3. Copies of Cited References: B1; C40-43; and
- 4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 21486-032. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

Of Land Leg No 53 097 Orgrid A. Beattie, Reg. No. 42,306

Attorney for Applicants

c/o MINTZ, LEVIN

Address all written correspondence to

Customer no.: 30623 Tel: (617) 542-6000 Fax: (617) 542-2241

Date: May 3, 2006

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed within three months of the mailing date of the Supplementary European Search Report for EP 02 73 1861, mailed February 8, 2006 in the above-identified case. Accordingly, no fee or certification is believed required.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Supplemental Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

APPLICANT:

Wands et al.

U.S.S.N.:

09/436,184

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21486-032.

Respectfully submitted,

hgrid A. Beattie, Reg. No. 42,30

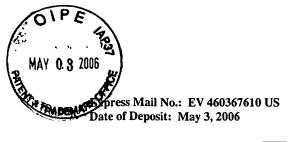
Attorney for Applicants c/o MINTZ, LEVIN

Address all written correspondence to

Customer no.: 30623 Tel: (617) 542-6000 Fax: (617) 542-2241

Date: May 3, 2006

TRA 2147649v.1



Page 1 of 1 Attorney Docket No.: 21486-032

PTO/SB (12-97)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

			Under the Papers	work Reduction Ac	t of 1995, no	o persons are required to respond to a	collection of informa	tion unless it dis	splays a valid Ol	4B control	number.	
Modified Form 1449/PTO						Application Number		09/436,184				
						Filing Date		November 8, 1999				
INFORMATION DISCLOSURE						First Named Inventor Wands						
STATEMENT BY APPLICANT						Group Art Unit		1643				
						Examiner Name		Karen A. Canella				
(use as many sheets as necessary)						Attorney Docket Nun	nber	21486-032				
U.S. PATENT DOCUMENTS												
Exam Initials	Cite No.			Issue Date	Name	Name of Patentee(s) or Applicant(s)		Class	Sub Class	Filing Date If Appropriate		
Exam	U.S. PUBLISHED APPLICATION DOCUMENTS n Cite U.S. Published Published Name of Patentee(s) or Applicant(s) Class Sub								Sub	Ellian Data		
Initials	No.		lication No.	Date		ame of Patentee(s) of Applicant(s)		Ciass	Class	Filing Date If Appropriate		
FOREIGN PATENT DOCUMENTS												
Exam Initials	Cite No.	Foreign Patent Document Office Number			Name of Patentee(s) or Applicant(s)		Date of Publication		Translation Yes No			
	B1	WO 01/35102 A		A2	RHOD	HODE ISLAND HOSPITAL		05/17/01				
OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS												
Exam												
Initials	No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.										
	C40	DATABASE BIOSIS, Accession No. PREV200100138523 & Lab. Invest. 81(1):208A (2001) abstract XP-002346829										
	C41	DATABASE BIOSIS, Accession No. PREV200000506839 & Hepatology 32(4):322A (2000) abstract XP-002346830										
	C42	Green et al. Cancer Treat. Rev., 26(4):269-286 (2000)										
		+										
C43 Supplementary European Search Report for EP 02731861, mailed February 8, 2006.												
* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No, filed, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).												
Examiner Signature							Date Considered					

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.